



February 10, 2009  
*Via ECFS Transmission*

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Marlene H. Dortch, Commission Secretary  
Office of the Secretary  
Federal Communications Commission  
445 – 12<sup>th</sup> Street, SW – Suite TW-A325  
Washington, D.C. 20554

**RE: EB Docket No. 06-36**  
**2008 CPNI Certification Filing for YMax Communications Corp.**

Dear Ms. Dortch:

In accordance with Federal Communications Commission's Public Notice of January 7, 2009, and pursuant to 47 C.F.R. § 64.2009(e), YMax Communications Corp. hereby files its Certification of Customer Proprietary Network information (CPNI) for the year 2008 and supporting Statement. As directed by the Public Notice, please include this Certification in EB Docket No. 06-36.

Please contact me at 407-740-3031 or sthomas@tminc.com if you have any questions about this filing.

Sincerely,

Sharon Thomas  
Consultant to YMax Communications Corp.

*ST/im.*

*Enclosure*

Copy: Enforcement Bureau (*provided via ECFS website*)  
Best Copy and Printing (*FCC@BCPIWEB.COM*)  
Peter Russo, YMax  
TMS: FCX0901  
File: YMax – FCC Certs / Orders

**ANNUAL 47 C.F.R. § 64.2009(e) OFFICER'S CERTIFICATION OF  
CUSTOMER PROPRIETARY NETWORK INFORMATION (CPNI) COMPLIANCE**

**EB Docket 06-36**

Annual 64.2009(e) CPNI Certification for Calendar Year 2008

Name of company covered by this certification: YMax Communications Corp.

Form 499 Filer ID: 825421

Name of signatory: Peter Russo

Title of signatory: Chief Financial Officer

I, Peter Russo, certify and state that:

1. I am the Chief Financial Officer of YMax Communications Corp. ("YMax") and, acting as an agent of the company, I have personal knowledge of YMax's operating procedures as they relate to CPNI, and the Rules and Regulations of the Federal Communications Commission regarding CPNI.
2. I hereby certify that, to the best of my knowledge, information and belief, YMax's operating procedures are adequate to ensure compliance with its CPNI obligations pursuant to Section 222 of the Communications Act of 1934, as amended, and the Commission's rules found at 47 CFR Subpart U.
3. Attached to this certification as Exhibit A is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

  
\_\_\_\_\_  
Peter Russo, Chief Financial Officer

\_\_\_\_\_  
Date

1/30/09

**Exhibit A**  
**Statement of CPNI Procedures and Compliance**

## **YMax Communications Corp.**

### **Statement of CPNI Procedures and Compliance**

YMax Communications Corp. (“YMax” or “the Company”) does not use or permit access to CPNI to market any telecommunications or non-telecommunications services. YMax has trained its personnel not to use CPNI for marketing purposes. Should YMax elect to use CPNI in future marketing efforts, it will follow the applicable rules set forth in 47 CFR Subpart U, including, if necessary, the institution of operational procedures to ensure that notification is provided and customer approval is obtained before CPNI is used or disclosed.

YMax has put into place processes to safeguard its customers’ CPNI from improper use or disclosure by employees; and to discover and protect against attempts by third parties to gain unauthorized access to customer CPNI. The Company maintains all CPNI in a secure server environment with limited access. The Company trains its employees regarding the requirements to safeguard CPNI against unauthorized disclosure and has a disciplinary process in place.

YMax maintains a record of all instances where CPNI was disclosed or provided to third parties, or where third parties were allowed access to CPNI.

YMax does not disclose CPNI over the telephone in response to a customer-initiated telephone inquiry, unless the customer can provide the call detail information that is the subject of the inquiry without the assistance of a customer service representative. If it elects to do so in the future, it will follow the applicable rules set forth in 47 CFR Subpart U, including the implementation of authentication procedures that do not require the use of readily available biographical information or account information and customer notification of account changes.

If a customer’s account information is changed, the Company immediately notifies the customer of the change via e-mail to the e-mail address of record, without revealing the changed information.

The Company does not disclose CPNI on-line. If it elects to do so in the future, it will follow the applicable rules set forth in 47 CFR Subpart U, including the implementation of authentication procedures that do not require the use of readily available biographical information or account information and customer notification of account changes.

YMax does not have any retail locations and therefore does not disclose CPNI in-store.

The Company has in place procedures to notify law enforcement in the event of a breach of customers’ CPNI and to ensure that customers are not notified of the breach before the time period set forth in the FCC’s rules, or, if applicable, when so authorized by law enforcement. YMax maintains records of all breaches discovered and notifications made to the USSS and the FBI, and to customers.

YMax has not taken any actions against data brokers in the last year.

YMax did not receive any customer complaints about the unauthorized release of CPNI or the unauthorized disclosure of CPNI in calendar year 2008.

Company has not developed any information with respect to the processes pretexters are using to attempt to access CPNI. If the Company suspects that a pre-texter may be attempting to gain access to CPNI, it will immediately ask the requester to provide information that only the customer would be able to provide and would further investigate suspected pre-texting activity.